

Date: May 24, 2007

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: DAVID GRAHAM LITTLE

Application No.: 10/049,556

For: DRUG FOR TREATING FRACTURES

Filed: May 7, 2002

Group Art Unit: 1617

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated November 24, 2006, of the Primary Examiner finally rejecting claims 48-53, 63-66, 73, 74, 79 and 80.

The items checked below are appropriate.

1. ☒ A Petition for a three month extension of time to respond to the final rejection, together with the \$ 1020.00 extension fee under 37 C.F.R. §1.17, was filed herewith.
2. ☐ A Petition for an additional ____ month extension of time to take further action, together with the \$ ____ extension fee under 37 C.F.R. §1.17, was filed on ____.
3. ☒ Fee \$500.00
☐ Fee \$250.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
 - ☒ Enclosed
 - ☐ Not required (fee paid in prior appeal)
 - ☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)

4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5. ☒ Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

/Elizabeth F. Holowacz/
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